

## Senate Bill No. 1037

### CHAPTER 479

An act to amend Sections 66453 and 66473.3 of, and to repeal Section 66473.2 of, the Government Code, relating to subdivisions.

[Approved by Governor September 10, 2004. Filed  
with Secretary of State September 10, 2004.]

#### LEGISLATIVE COUNSEL'S DIGEST

SB 1037, Sher. Subdivisions.

(1) Under the Subdivision Map Act, with respect to the review of tentative maps, a local agency may make recommendations concerning proposed subdivisions in any adjoining city, or in any adjoining unincorporated territory provided that the proposed subdivisions are within 3 miles of the exterior boundary of the requesting local agency.

This bill would permit those recommendations to be made for any proposed subdivision within the planning area of the requesting local agency.

(2) Under the Subdivision Map Act, the legislative body of a city, or county may, by ordinance, require the design of a subdivision for which a tentative map is required to provide for the availability of individual household telephone service to each residential parcel in the subdivision.

This bill would authorize the legislative body to require the design of such a subdivision to provide for appropriate cable television systems and communication systems, including, but not limited to, telephone and Internet services to each parcel in the subdivision.

*The people of the State of California do enact as follows:*

SECTION 1. Section 66453 of the Government Code is amended to read:

66453. (a) A local agency may make recommendations concerning proposed subdivisions in any adjoining city, or in any adjoining unincorporated territory for any proposed subdivision within the planning area of the requesting local agency. A local agency wishing to make recommendations concerning proposed subdivisions shall file with the local agency having jurisdiction over the subdivisions a map indicating the territory for which it wishes to make recommendations. The local agency having jurisdiction shall issue a receipt for the territorial map.

(b) Within five days of a tentative map application being determined to be complete pursuant to Section 65943 for a proposed subdivision located, in whole or in part, within the territory outlined on the territorial map, the local agency shall transmit one copy of the proposed tentative map to the requesting local agency.

(c) Within 15 days of receiving a copy of a proposed subdivision map, the requesting local agency may submit recommendations to the local agency having jurisdiction. The local agency having jurisdiction shall consider these recommendations before acting on the tentative map.

SEC. 2. Section 66473.2 of the Government Code is repealed.

SEC. 3. Section 66473.3 of the Government Code is amended to read:

66473.3. The legislative body of a city or county may, by ordinance, require the design of a subdivision for which a tentative map or parcel map is required pursuant to Section 66426 to provide for appropriate cable television systems and for communication systems, including, but not limited to, telephone and Internet services, to each parcel in the subdivision.

“Appropriate cable television systems,” as used in this section, means those franchised or licensed to serve the geographical area in which the subdivision is located.

This section shall not apply to the conversion of existing dwelling units to condominiums, community apartments, or stock cooperatives.

